

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
GREENVILLE DIVISION**

**TREVOR SPIVEY**

**PLAINTIFF**

V.

**NO. 4:22-CV-107-DMB-DAS**

**YOUNG'S ENTERPRISE 1, LLC;  
RICKEY LANE YOUNG; and  
JOHN DOES 1-5**

**DEFENDANTS**

**ORDER**

On April 20, 2023, Young's Enterprise 1, LLC, and Rickey Lane Young filed a motion to dismiss (1) with prejudice "any and all causes of action now or hereafter made by" Trevor Spivey against them, "with each party to bear their respective costs;" and (2) without prejudice their counterclaim against Spivey, "with each party to bear their respective costs." Doc. #41 at 2. As cause, they represent that the parties have reached an agreement to settle and dismiss with prejudice Spivey's claims against them and "[a]s part of this settlement agreement," they agreed to dismiss their counterclaim against Spivey without prejudice. *Id.* at 1.

Based on the settlement reached, the motion to dismiss [41] is **GRANTED**. Any and all causes of action by Spivey against Young's Enterprise 1 and Young are **DISMISSED with prejudice**. Young's Enterprise 1 and Young's counterclaim against Spivey is **DISMISSED without prejudice**. Each party is to bear its respective costs. A judgment will issue accordingly.

**SO ORDERED**, this 24th day of April, 2023.

**/s/Debra M. Brown  
UNITED STATES DISTRICT JUDGE**